

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

In re:

Zohar III, Corp., *et al.*,<sup>1</sup>

Debtors.

LYNN TILTON; PATRIARCH PARTNERS VIII, LLC; PATRIARCH PARTNERS XIV, LLC; PATRIARCH PARTNERS XV, LLC; OCTALUNA, LLC; OCTALUNA II, LLC; and OCTALUNA III, LLC,

Appellants,

v.

MBIA INC., MBIA INSURANCE CORPORATION, U.S. BANK, N.A., ALVAREZ & MARSAL ZOHAR MANAGEMENT, CREDIT VALUE PARTNERS, LP, BARDIN HILL INVESTMENT PARTNERS F/K/A HALCYON CAPITAL MANAGEMENT LP, COÖPERATIEVE RABOBANK U.A., VÄRDE PARTNERS, INC., ASCENSION ALPHA FUND LLC, ASCENSION HEALTH MASTER PENSION TRUST, CAZ HALCYON OFFSHORE STRATEGIC OPPORTUNITIES FUND, L.P., CAZ HALCYON STRATEGIC OPPORTUNITIES FUND, L.P., BROWN UNIVERSITY, HCN LP, HALCYON EVERSOURCE CREDIT LLC, HLF LP, HLDR FUND I NUS LP, HLDR FUND I TE LP, HLDR FUND I UST LP, HALCYON VALLÉE BLANCHE MASTER FUND LP, BARDIN HILL EVENT-DRIVEN MASTER FUND LP, PRAETOR

Chapter 11

Case No. 18-10512 (KBO)

Jointly Administered

Case No. 1:22-cv-00400 (TLA)

<sup>1</sup>The Debtors, and, where applicable, the last four digits of each of their respective taxpayer identification numbers, are as follows: Zohar III, Corp. (9612), Zohar II 2005-1, Corp. (4059), Zohar CDO 2003-1, Corp. (3724), Zohar III, Limited (9261), Zohar II 2005-1, Limited (8297), and Zohar CDO 2003-1, Limited (5119). The Debtors' address is c/o FTI Consulting, Inc., 1166 Avenue of the Americas, 15th Floor, New York, NY 10036.

FUND I, A SUB FUND OF PRAETORIUM  
FUND I ICAV; HIRTLE CALLAGHAN  
TOTAL RETURN OFFSHORE FUND  
LIMITED; HIRTLE CALLAGHAN TOTAL  
RETURN OFFSHORE FUND II LIMITED;  
HIRTLE CALLAGHAN TRADING  
PARTNERS, L.P.; AND THIRD SERIES OF  
HDML FUND I LLC.,

Appellees.

**ORDER GRANTING APPELLANTS' MOTION TO ACCEPT  
DOCUMENTS UNDER SEAL INTO THE APPELLATE RECORD**

Upon the Motion<sup>2</sup> of the Appellants in the Appeal for entry of an order (the “Order”) accepting the Sealed Documents into the appellate record and granting any other relief that the Court deems just and proper under the circumstances, and this Court having reviewed and determined that the Motion establishes good cause for the relief granted herein.

IT IS HEREBY ORDERED THAT:

1. The Motion is granted as set forth herein.
2. The Clerk for the Bankruptcy Court is permitted and authorized to transmit to this Court those portions of the appellate record, as designated by the Appellants, which were received by the Bankruptcy Court under seal (the “Sealed Documents”).
3. This Court will accept, under seal, the Sealed Documents, and the Sealed Documents shall be dealt with by the parties pursuant to this Court’s usual practices and procedures concerning sealed materials.
4. Upon entry, Appellants shall give notice of this Order to the Clerk for the Bankruptcy Court and counsel for the Appellees.

Dated: April 13, 2022  
Wilmington, Delaware

s/Thomas L. Ambro  
THE HONORABLE THOMAS AMBRO  
UNITED STATES DISTRICT COURT JUDGE

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<sup>2</sup> Capitalized terms not otherwise defined herein have the meaning used in the Motion.